



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

SEP 06 2002

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In re application of:

GERARD *et al.*

Appl. No. 09/438,358

Filed: November 12, 1999

For: **Compositions And Methods For
Recombinational Cloning of
Nucleic Acid Molecules**

Confirmation No.: 9194

Art Unit: 1636

Examiner: Leffers, Jr., G.

Atty. Docket: 0942.4640001/RWE/BJD

#23

Petition For Extension of Time Under 37 C.F.R. § 1.136(a)(1)

Commissioner for Patents
Washington, D.C. 20231

Sir:

It is hereby requested that the period for filing a Brief on Appeal be extended three months from June 1, 2002, to September 3, 2002, by the filing of this Petition and fee payment.

The petition fee (37 C.F.R. § 1.17(a)) is believed to be \$520.00 for the difference between a two month extension and a three month extension of time for a large entity. It is noted that the \$400.00 fee for a two month extension of time was previously paid on August 1, 2002, by authorization to our deposit account. Therefore, the U.S. Patent and Trademark Office is hereby authorized to charge the fee of \$520.00 to our Deposit Account No. 19-0036.

If extensions of time under 37 C.F.R. § 1.136 other than those provided herewith are required to prevent abandonment of the present patent application, then such extensions of time are hereby petitioned. The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.

Brian J. Del Buono
Attorney for Applicants
Registration No. 42,473

09/05/2002 AWONDAF1 00000077 190036 09438358
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Date: Sept. 3, 2002
1100 New York Avenue, N.W., Suite 600
Washington, D.C. 20005-3934
(202) 371-2600

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